



Attorney Docket No. 22619 (99.28)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Painter et al.

Serial No.: 09/622,510

Group Art Unit: 1616

Filed: October 19, 2000

Examiner: K. George

For: GEL-BASED COSMETIC COMPOSITION

RESPONSE UNDER 37 CFR 1.115

Assistant Commissioner of Patents

Washington, D.C. 20231

Sir:

In response to the office action dated January 14, 2003, please enter the following amendment.

IN THE CLAIMS

Please cancel claims 1, 14, 15, 17 and 18 without prejudice, and amend the remaining claims as follows:

A 2(amended). A cosmetic or pharmaceutical composition comprising a non-rigid, porous support in which a low-viscosity, gellant-containing, otherwise unstable cosmetic or pharmaceutical formulation is incorporated, which composition comprises an oil phase.

A 16(amended). A method for making a cosmetic or pharmaceutical composition comprising (a) preparing a low viscosity, gellant-containing, otherwise unstable formulation; and (b) incorporating the formulation into a porous, elastic, non-rigid support, in which the formulation is permitted to gel within the support..

Amend each of claims 3, 9, 10, 11 and 13, line 1, after the word "claim" to delete "1" and insert therefor --2--.